

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

August 6, 2007

DIVISION THREE

B189158 Frontier Oil Corporation et al (Certified for Publication)
v.
RLI Insurance Company

The judgment is reversed. The matter is remanded for further proceedings not inconsistent with the views express herein. Frontier and Wainoco are entitled to recover their costs on appeal.

Croskey, J.

We concur: Klein, P.J.
 Kitching, J.

B186726 Danny Waitman et al (Not for Publication)
v.
Pass & Seymour Inc.

B186727 Stephanie Laney et al
v.
Leviton Manufacturing Company Inc.

The judgments are reversed in both actions with directions to the trial court to vacate its orders of July 22, 2005, sustaining the demurrers to Laney's third amended complaint (No. B186727) and Waitman's second amended complaint (No. B186726), and enter new orders overruling those demurrers. Each party is to bear its own costs on appeal.

Croskey, J.

We concur: Klein, P.J.
 Kitching, J.

DIVISION THREE (continued)

B188952 People
 v.
 Steven L. Sanders

Filed order granting petition for rehearing.

DIVISION FIVE

B193914 People (Not for Publication)
 v.
 Vincent Williams

The abstract of judgment is ordered modified to reflect a cumulative \$240 court security fee, \$200 state penalty assessment, \$140 county penalty assessment, \$40 state surcharge, and \$100 court facilities construction surcharge. In all other respects, the judgment is affirmed.

Kriegler, J.

We concur: Armstrong, Acting P.J.
 Mosk, J.

B192311 People (Not for Publication)
 v.
 George Aceves

The judgment is affirmed.

Kriegler, J.

We concur: Turner, P.J.
 Mosk, J.

DIVISION FIVE (continued)

B191185 People (Not for Publication)

V.
Darnell Brim

The judgment is affirmed. The abstract of judgment is ordered modified to include a \$50 criminal laboratory analysis fee pursuant to Health and Safety Code section 11372.5, subdivision (a); a \$50 penalty assessment pursuant to section 1464, subdivision (a); a \$35 penalty pursuant to Government Code section 76000, subdivision (a); state court construction penalties totaling \$467.50 pursuant to Government Code section 70372, subdivision (a), of which total \$200 is stayed, and \$40 for in-court security fine pursuant to section 1465.8. The abstract of judgment also shall reflect a fully-imposed \$400 restitution fine pursuant to section 1202.4, subdivision (b) (1) and a fully-stayed \$00 parole revocation restitution fine pursuant to section 1202.45.

Mosk, J.

We concur: Turner, P.J.
 Kriegler, J.

B189280 John Lafkas (Certified for Publication)

V.
Jean Lafkas

The appeal is dismissed. Parties to bear own costs.

Kriegler, J.

We concur: Turner, P.J.
 Mosk, J.

August 6, 2007 (Continued)

DIVISION FIVE (continued)

B192231 Mohamad Nehmeh (Not for Publication)

v.

Edmond Heraux et al

The judgment is affirmed. Each party to bear their own costs.

Kriegler, J.

We concur: Armstrong, Acting P.J.
Mosk, J.

DIVISION SIX

B196279 Human Services Agency (Not for Publication)

v.

Eric R.

The judgment is reversed and the matter is remanded to determine whether the ICWA applies. If the juvenile court determines, after proper notice and inquiry, that the ICWA does not apply, it shall reinstate the order and judgment terminating parental rights.

Coffee, J.

We concur: Yegan, Acting P.J.
Perren, J.

August 6, 2007 (Continued)

DIVISION SIX (continued)

B193758 Flores (Not for Publication)

V.

Rusznak et al.,

The judgment is affirmed. Respondents are to recover costs on appeal.

Perren, J.

We concur: Gilbert, P.J.

Coffee, J.

B197075 Department of Social Services (Not for Publication)

V.

Heidi W.,

We modify the order to permit visitation between Heidi W. and Ivey at the lawful discretion of DSS. The orders are otherwise affirmed.

Gilbert, P.J.

We concur: Yegan, J.

Coffee, J.

B191377 People (Certified for Publication)

V.

Ramirez

The judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.

Perren, J.